

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David Greenstein, et al.
For: Compositions and Methods of Nematode Control
Attorney's Docket No. N-9601
Customer No. 23456

**REQUEST TO USE COMPLIANT COMPUTER READABLE
SEQUENCE LISTING ALREADY ON FILE IN USPTO**

Assistant Commissioner for Patents

Dear Sir:

This application is a divisional of Application Serial Number 09/863,063, filed May 21, 2001.

In the parent application, a copy of the "Sequence Listing" under 37 C.F.R. § 1.821(c) was submitted and a copy of said Sequence Listing was submitted in a computer readable form in accordance with the requirements of 37 C.F.R. § 1.824.

The Sequence Listing of this new application is identical with the computer readable form as the parent application on file in the Patent and Trademark Office.

Therefore, this letter is to make reference to the parent application, Application Serial Number 09/863,063, filed May 21, 2001, and the only computer readable form of the Sequence Listing provided therein.

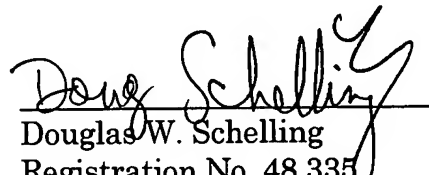
Furthermore, Applicant hereby requests in accordance with 37 C.F.R. § 1.821(e) that the USPTO use the compliant computer readable Sequence Listing, the only computer readable form filed in that application, already on file in Application Serial Number 09/863,063 for the instant application.

It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application. A paper copy of the Sequence Listing is included in the originally filed specification of the instant application.

No fee is required for this Request.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit in the overpayment to Deposit Account 23-0035 for any additional fees required under 37 C.F.R. §1.16 or §1.17.

Respectfully submitted,


Douglas W. Schelling
Registration No. 48,335
WADDEY & PATTERSON

A Professional Corporation
414 Union Street, Suite 2020
Bank of America Plaza
Nashville, TN 37219
(615) 242-2400

Attorneys for Applicant